

IFU

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor: Allen Fong-Chin LIN Art Unit: 1732

Appln. No.: 10/722,403 Examiner: Mark Eashoo

Filed: November 28, 2003

For: 5-LAYER CO-EXTRUDED BIAXIAL-ORIENTED POLYPROPYLENE  
SYNTHETIC PAPER AND ITS PRODUCTION PROCESS

TERMINAL DISCLAIMER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22314

Sir:

The owner, Nan Ya Plastics Corporation, a corporation organized under the laws of TAIWAN, located at 3F No. 201 Tung Hwan Rd, Taipei, Taiwan, of 100% interest in the instant application, hereby:

(1) disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent Number 6,368,543, filed on Sept. 13, 1999. The owner

hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Number 6,368,543 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successor or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent Number 6,368,543, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

(2) disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as

shortened by any terminal disclaimer filed prior to the grant of U.S. Patent Number 6,379,605, filed on Oct. 22, 1999. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Number 6,379,605 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successor or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent Number 6,379,605, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

(3) disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant

application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent Number 5,552,011, filed on Oct. 14, 1994. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Number 5,552,011 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successor or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent Number 5,552,011, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

(4) disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of U.S. Patent Number 6,332,940, filed on September 13, 1999. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and U.S. Patent Number 6,332,940 are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successor or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent Number 6,332,940, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as

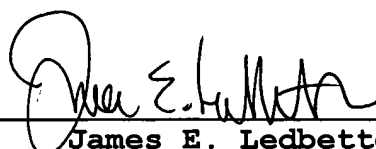
shortened by any terminal disclaimer filed prior to its grant.

Pursuant to MPEP 804.02,IV, a single Terminal Disclaimer fee of \$130.00 is due:

"To avoid paying multiple terminal disclaimer fees, a single terminal disclaimer may be filed, wherein all the conflicting double patenting references are disclaimed therein." MPEP 804.02,IV, page 800-32.

The Terminal Disclaimer fee of \$130.00 under 37 CFR 1.20(d) may be charged to Deposit Account No. 19-4375, but if additional fees are due, they also may be charged to Deposit Account No. 19-4375.

This submission is on behalf of the owner, Nan Ya Plastics Corporation. The undersigned is an attorney of record.

By:   
Name: James E. Ledbetter  
Reg. No. 28,732

Signed this 14th day of November, 2005.